



Pennsylvania Department of Environmental Protection  
4530 Bath Pike  
Bethlehem, PA 18017  
March 31, 2001

*Wm Lehigh  
B. Braun  
Med., Inc  
Enforcement  
#982679169*

Bethlehem District Office

610-861-2070  
Fax 610-861-2072

### NOTICE OF VIOLATION

Certified Mail No. 7099 3400 0000 8559 9178

B Braun Medical, Incorporated  
901 Marcon Boulevard  
Allentown, PA 18103-9341

Attn: Stephen S. Stancick, E. H. and S. Manager

Re: February 20, 2001 Inspection  
B Braun Medical  
PAD 982 679 169  
Hanover Township  
Lehigh County

Dear Mr. Stancick:

As a result of a February 20, 2001 inspection at the above referenced facility, the Department of Environmental Protection (DEP) has determined that you are in violation of the Solid Waste Management Act, Act of July 7, 1980, P.L. 380, No. 97, 35 P.S. Section 6018.101 et seq., and the Hazardous Waste Management Rules and Regulations found at 40 C.F.R. Parts 260 to 270 incorporated by reference at 25 PA Code Chapters 260a to 270a.

- 1.) B Braun Medical accumulated hazardous waste onsite for more than 90 days in violation of 40 CFR Part 262.34(a) as incorporated by 25 PA Code Chapter 262a.10. Five (5), 55 gallon drums of hazardous waste were accumulated onsite for more than 90 days.
- 2.) B Braun Medical failed to manage containers of hazardous waste in compliance with 40 C.F.R. Part 265 Subpart I and 25 PA Code Chapter 265(a) Subchapter I in violation of 40 C.F.R. Part 262.34 as incorporated by 25 PA Code 262a.10. (See violations below)



- 3.) B Braun Medical failed to keep containers of hazardous waste closed in violation of 40 CFR Part 265.173(a) as incorporated by 25 PA Code Chapter 265a.1. Bags of waste rags with solvent were noted to be partly open during the inspection.
- 4.) B Braun Medical failed to insure proper container configuration and spacing for safe management and access for inspection purposes in violation of 25 PA Code Chapter 265a.173. Bags of waste rags with solvent blocked aisles and access to several containers of hazardous waste in the accumulation storage area.
- 5.) B Braun Medical failed to inspect the hazardous waste accumulation storage area weekly in violation of 40CFR part 265.174 as incorporated by 25 PA Code Chapter 265a.1. The facility has not conducted and documented an inspection of the waste accumulation storage area since October 16, 2000.
- 6.) B Braun Medical failed to insure that air emission standards were being complied with in violation of 40 CFR Part 265.178 as incorporated by 25 PA Code Chapter 265a.1. Bags of hazardous waste rags with solvent were partly open during the inspection.
- 7.) B Braun Medical failed to mark containers of hazardous waste with an accumulation date in violation of 40 C.F.R. 262.34(a)(2) as incorporated by 25 PA Code Chapter 262a.10. Approx. Dozen (12) bags of waste rags with solvent lacked an accumulation date on the bag.
- 8.) B Braun Medical failed to label the waste containers with 'Hazardous Waste' labels in violation of 40 C.F.R. Part 262.34(a)(3) as incorporated by 25 PA Code Chapter 262a.10. Approx. Dozen (12) bags of waste rags with solvent lacked a 'Hazardous Waste' label.
- 9.) B Braun Medical failed to label containers of waste to accurately identify the contents of the containers in violation of the SWMA 6018.403(b)(2).

You are notified of both the existence of the violations as well as the need to provide prompt correction. Failure to correct the violations may result in legal proceedings under the Solid Waste Management Act. Under the Act, each day of the violation is considered a distinct and separate offense and will be handled accordingly.

Within fourteen (14) days of receipt of this notice, please submit a proposed plan and schedule to DEP for correction of the violations.

**B Braun Medical, Inc.**

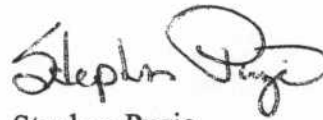
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**March 31, 2001**

This Notice of Violation is neither an order nor any other final action of the Department of Environmental Protection. It neither imposes nor waives any enforcement action available to the Department under any of its statutes. If the Department determines that an enforcement action is appropriate, you will be notified of the action.

If you have any questions about this letter, please contact me at the above phone number.

Sincerely,

A handwritten signature in dark ink, appearing to read "Stephen Puzio". The signature is fluid and cursive, with the first name "Stephen" written in a larger, more prominent script than the last name "Puzio".

Stephen Puzio  
Solid Waste Specialist  
Waste Management Program

7/11  
Bcc: NERO file via W. Tomayko  
BDO file via C. Gitschier  
J. Lehman  
R. Ducceschi  
S. Puzio  
EPA Region III